

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent application of:

Applicant:	Martin Immerz	Allowed:	March 10, 2005
Appln. No.:	09/808,737		
Filing Date:	March 15, 2001		
Title:	METHOD AND SYSTEM FOR THE NAVIGATION-ASSISTED POSITIONING OF ELEMENTS		
Grp./Art Unit:	3737		
Examiner:	Daniel Leon Robinson		
Docket No.:	SCHWP0139US		

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

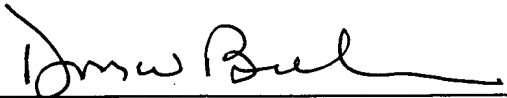
MS Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In the Examiner's statement of reasons for allowance, the Examiner's characterization of the subject matter of claim 12 is somewhat unclear and in some instances appears to mention limitations that are not in claim 12. Objection is taken to any mischaracterization of the subject matter of claim 12 that extends beyond that which is clearly set forth in claim 12, namely a system for applying an element to a living body, comprising: a) a device for physically altering a part of the living body to prepare and/or produce a connection between said element and said living body; and b) a position detection device (I) for detecting a position of said device for physically altering a part of the living body to prepare and/or produce a connection between said element and said living body, and (ii) for detecting a position of said living body, wherein plural markers are applied to said device for physically altering for three-dimensional tracking of said device for physically altering.

Respectfully submitted,

RENNER, OTTO, BOISSELLE & SKLAR, LLP

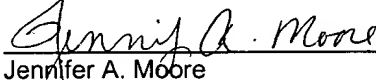
By 
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CERTIFICATE OF MAILING (37 CFR 1.8a)

I hereby certify that this paper (along with any paper or thing referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: MS Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: 5-31-05


Jennifer A. Moore

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